

Mr. Brennan



Comptroller General  
of the United States

Washington, D.C. 20548

## Decision

Matter of: Fifeco

File: B-246925

Date: December 11, 1991

### DIGEST

General Accounting Office (GAO) will not review protest concerning sale of property by the Department of Agriculture's Farmers Home Administration because under Bid Protest Regulations GAO considers protests involving sales only if the agency involved agrees and the agency has not done so here.

### DECISION

Fifeco protests the rejection of its bid for a sale of property under solicitation No. 52-008-528682917 issued by the Department of Agriculture, Farmers Home Administration.

We dismiss the protest because we generally do not consider challenges to the sale or lease of government property.

Under the Competition in Contracting Act of 1984, 31 U.S.C. §§ 3551 et seq. (1988), we are authorized to consider protests concerning contracts for the "procurement of property or services." 31 U.S.C. § 3551(1). Our regulations provide for consideration of protests involving sales only if the federal agency awarding the contract agrees in writing to have us do so. See 4 C.F.R. § 21.11 (1991). Here, the federal agency involved has not done so. Under these circumstances, there is no basis for us to review the protest. See Columbia Communications Corp., B-236904, Sept. 18, 1989, 89-2 CPD ¶ 242.

A handwritten signature in dark ink, appearing to read "John Brosnan", is written over the typed name.

John Brosnan  
Assistant General Counsel

[Handwritten note: "Copy of this report to be made by Mr. [unclear]"]

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